

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

UNITED STATES OF AMERICA,

Plaintiff, : Case No. 3:14-cr-023
Also 3:20-cv-181

- vs -

District Judge Thomas M. Rose
Magistrate Judge Michael R. Merz

DEMIAN PINA,

Defendant. :

ORDER ADOPTING REPORT AND RECOMMENDATIONS

The Court has reviewed the Report and Recommendations of United States Magistrate Judge Michael R. Merz (ECF No. 164) whom this case was referred pursuant to 28 U.S.C. § 636(b) and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby ADOPTS said Report and Recommendations.

Accordingly, it is hereby ORDERED that Defendant's Motion for a Certificate of Appealability (ECF No. 163) be DENIED.

DONE and **ORDERED** in Dayton, Ohio, this 2nd day of September, 2020.

*s/Thomas M. Rose

Thomas M. Rose
United States District Judge